



DEPARTMENT OF THE NAVY
NAVAL SEA SYSTEMS COMMAND
1333 ISAAC HULL AVE SE
WASHINGTON NAVY YARD DC 20376-0001

IN REPLY REFER TO

5720

Ser SEA 00A5/DON-NAVY-2017-010446XP
September 26, 2017

Mr. Jared Serbu
Federal News Radio
3400 Idaho Avenue, NW
Washington, DC 20016

SUBJECT: YOUR FREEDOM OF INFORMATION ACT CASE DON-NAVY 2017-010446

Dear Mr. Serbu:

This responds to your request for expedited processing as requested in your September 12, 2017, Freedom of Information Act (FOIA) request where you seek a copy of final report and any associated records pertaining to a NAVSEA command investigation as to the alleged operation of an unauthorized law enforcement organization at the Norfolk Naval Shipyard between approximately 2002-2014.

Under certain conditions requesters may be entitled to have their request processed in an expedited manner if they show "compelling need." Under the FOIA, a requester can show "compelling need" in one of two ways: (1) by establishing that his or her failure to obtain the records quickly "could reasonably be expected to pose an imminent threat to the life or physical safety of an individual;" or, (2) if the requester is a "person primarily engaged in disseminating information," by demonstrating that there exists an "urgency to inform the public concerning actual or alleged Federal Government activity." Requests are not expedited under this provision merely on the basis that the requester is a representative of the news media or contains a statement that the information is "urgently needed." Similarly, requests may be expedited when the subject request is of widespread and exceptional media interest and the information sought involves possible questions about the government's integrity which affect public confidence.

Your request does not set out specific facts and argument addressing above the above elements. Since you have failed to establish how the failure to obtain the records in an expedited manner could reasonably be expected to pose an imminent threat

to the life or physical safety of an individual, or the existence of an urgency to inform the public concerning actual or alleged Federal Government activity your request for expedited processing is denied.

You have the right to file an appeal for the denial of your request. If you decide to file an appeal, it must be received within 90 calendar days from the date of this letter and should contain a copy of your original requests, a copy of this letter, and a statement indicating why you think your appeal should be granted. Attach a copy of this letter to the appeal and mark the appeal and the envelope, "Freedom of Information Act Appeal." Mail the original to the Department of the Navy, Office of the General Counsel, Attn: FOIA APPEALS, 1000 Navy Pentagon, Room 5A532, Washington, DC 20350-1000. Please mail a copy of the appeal to:

COMMANDER
NAVAL SEA SYSTEMS COMMAND (SEA 00A5)
1333 ISAAC HULL AVE SE
WASHINGTON NAVY YARD DC 20376-1021

As an alternative to filing an appeal, you may seek Alternate Dispute Resolution (ADR). You may submit your request for ADR either to DONFOIA-PA@navy.mil or you can call the Navy FOIA Service Center at 202 685-0214 or via the following address:

Chief of Naval Operations (DNS-36)
Attn: FOIA/PA Service Center
C/O - R. Patterson, Head, SECNAV/CNO FOIA/PA
Program Office
2000 Navy Pentagon
Washington, DC 20350-2000

If you have any questions concerning the status of your request, please contact Ginger Dolan by telephone 202-781-2612 and cite the case number provided above. You can also email us at navseafoia@navy.mil.

Sincerely,



JAVIER MARTINEZ
Initial Denial Authority

Task Details**Request Status :** Assignment Determination **Task Due Date :** N/A**Request Details**

Tracking Number : DON-NAVY-2017-010446	Submitted Date : 09/10/2017
Requester : Jared Serbu	Last Assigned Date : 09/12/2017
Organization : Federal News Radio	Fee Limit : \$100.00
Requester Has Account : Yes	Request Track : Simple
Email Address : jserbu@federalnewsradio.com	Due Date : N/A
Phone Number : 202-573-5510	Assigned To : Ginger Dolan (Naval Sea Systems Command)
Fax Number : 202-895-5342	Headquarters - Washington, DC
Address : 3400 Idaho Ave NW	Last Assigned By : Donna Hamlin (Naval Sea Systems Command)
City : Washington	Headquarters - Washington, DC
State/Province : DC	
Zip Code/Postal Code : 20016	

Task Details

Task Type : Expedited Processing	Assigned To : Ginger Dolan (Naval Sea Systems Command)
Due Date : N/A	Headquarters - Washington, DC
Task Submitted Date : 09/10/2017	Last Assigned Date : 09/12/2017
Task Received Date : 09/11/2017	Last Assigned By : Donna Hamlin (Naval Sea Systems Command)
Description : Expedited Processing Task	Headquarters - Washington, DC
Comments : This information is being sought on behalf of Federal News Radio for dissemination to the general public. I am gathering information on serious allegations of public corruption, as described by one of NAVSEA's own investigators, that is of current interest to the public because to date, the public record shows no evidence that any of the parties involved in the above-referenced investigation has been held accountable. Additionally, NAVSEA's investigator described the case as "something that could happen at any command" absent appropriate oversight.	

Submission Details

Case File

Admin Cost

Assigned Tasks

Comments (0)

Review

Request Handling

Requester Info Available to the Public : No	Request Perfected : No
Request Track : Simple	Appellate Authority : N/A
Fee Category : Unassigned	Acknowledgement Sent Date :
Fee Waiver Requested: Yes	Unusual Circumstances ? No
Fee Waiver Status: Pending Decision	
Expedited Processing Requested : Yes	
Expedited Processing Status : Pending Decision	

Request Description**Short Description :**

The final report and any associated records pertaining to a NAVSEA command investigation as to the alleged operation of an unauthorized law enforcement organization at Norfolk Naval Shipyard between approximately 2002 and 2014. To assist in locating any relevant records, a NAVSEA-generated slide deck which summarizes the investigation is attached to this request.

Description Available to the No
Public :

Has Description Been ☐
Modified?

Additional Information

Case # : N/A
Name of Local Command : N/A
Contract/Sol.# : N/A
Limit Request To Clearly N/A
Releasable Info :

Attached Supporting Files

Attachments Available to the No
Public :

Attached File	Type	Size (MB)
NAVSEA_IG_Slide_Deck.pdf	PDF	3.39